IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 18TH JUNE 2007 / 28TH JYAISHTA 1929

WA.No. 1211 of 2002()

AGAINST THE JUDGEMENT/ORDER IN OP.2475/1999 Dated 05/02/2002
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APPELLANTS: RESPONDENTS 12 TO 15:
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1. SREEKRISHNA KUMAR, P.C.NO.1822,
KOYIPURAM.

2. JAYAPRADEEP A.C., P.C.NO.1823,
ARAMMULA.

3. KRISHNA KUMAR, P.C.NO.1825,
MUZHIYAR.

4. JALALUDHEEN RAWTHER, P.C.NO.1824,
PATHANAMTHITTA.

BY ADV. SRI.PHILIP M.VARGHEESE
SRI.BIJISH B.TOM

RESPONDENTS: RESPONDENTS 1 TO 11 & PETITIONERS 1 TO 23:
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1. STATE OF KERALA, REPRESENTED BY ITS
CHIEF SECRETARY TO GOVERNMENT, SECRETARIAT,
TRIVANDRUM.

2. DIRECTOR GENERAL OF POLICE, KERALA,
POLICE HEAD QUARTERS, THIRUVANANTHAPURAM.

3. SUPERINTENDENT OF POLICE,
PATHANAMTHITTA DISTRICT.

4. RAHIM RAWTHER, P.C.NO.1580,
A.R.CAMP, PATHANAMTHITTA.

5. RADHAKRISHNAN, P.C.NO.1581,
A.R.CAMP, PATHANAMTHITTA.

6. SHAMSUDHEEN KUTTY, P.C.NO.1583,
A.R.CAMP, PATHANAMTHITTA.

7. HAKKIM, P.C.NO.1585,
A.R.CAMP, PATHANAMTHITTA.

8. ROY, H.C.NO.1591,
A.R.CAMP, PATHANAMTHITTA.

9. RAJU KUTTAN, P.C.N.1595,
A.R.CAMP, PATHANAMTHITTA.

10. SURESH BABU, P.C.NO.1596,
A.R.CAMP, PATHANAMTHITTA.

11. SURESH M.J., P.C.N.1769,
A.R.CAMP, PATHANAMTHITTA.

12. AJI SAMUEL, HEAD CONSTABLE, N.1870,
ARMED RESERVE CAMP, PATHANAMTHITTA.

13. SURESH K.K., POLICE CONSTABLE, NO.1847,
ARMED RESERVED CAMP, PATHANAMTHITTA.

14. BABU GEORGE, POLICE CONSTABLE, NO.1841,
ARMED RESERVE CAMP, PATHANAMTHITTA.

15. SIVA PRASAD K.A., H.C.NO.1857,
ARMED RESERVE CAMP, PATHANAMTHITTA.

16. ANIL KUMAR S., H.C.N.1850,
ARMED RESERVE CAMP, PATHANAMTHITTA.

17. RAJESH R., H.C.NO.1842,
ARMED RESERVE CAMP, PATHANAMTHITTA.

18. RAJENDRAN PILLAI G., H.C.N.1873,
ARMED RESERVE CAMP, PATHANAMTHITTA.

19. R.JAYACHANDRAN, H.C.NO.1854,
ARMED RESERVE CAMP, PATHANAMTHITTA.

20. C.JAYAPRAKASH, P.C.NO.1848,
ARMED RESERVE CAMP, PATHANAMTHITTA.

21. AJI P.M., P.C.NO.1864,
ARMED RESERVE CAMP, PATHANAMTHITTA.

22. K.G.SADASIVAN, H.C.NO.1846,
ARMED RESERVE CAMP, PATHANAMTHITTA.

23. ANILKUMAR S.K., H.C.NO.1843,
ARMED RESERVE CAMP, PATHANAMTHITTA.

24. VISWANATHAN A., P.C.N.1858,
ARMED RESERVE CAMP, PATHANAMTHITTA.

25. UNNI K., P.C.N.1872,
ARMED RESERVE CAMP, PATHANAMTHITTA.

26. VINODKUMAR, P.C.N.1837,
ARMED RESERVE CAMP, PATHANAMTHITTA.

27. NOUSHAD S., P.C.NO.1871,
ARMED RESERVE CAMP, PATHANAMTHITTA.

28. RADHAKRISHNA PILLAI P.,
POLICE CONSTABLE N.1801, ARMED RESERVE CAMP,
PATHANAMTHITTA.

29. AJAYAN P. VELAYUDHAN,
HEAD CONSTABLE NO.1832, ARMED RESERVE CAMP,
PATHANAMTHITTA.

30. S.PRAKASH, H.C.N.1829,
ARMED RESERVE CAMP, PATHANAMTHITTA.

31. CHANDRA MOHAN, H.C.NO.1838,
ARMED RESERVE CAMP, PATHANAMTHITTA.

32. SURESH KUMAR P., H.C.NO.1849,
ARMED RESERVE CAMP, PATHANAMTHITTA.

33. LINSON C.M., H.C.NO.1861,
ARMED RESERVE CAMP, PATHANAMTHITTA.

34. ARAVINDAKSHAN NAIR P.B., H.C.NO.1839,
ARMED RESERVE CAMP, PATHANAMTHITTA.

BY ADV. SRI.PIRAPPANCODE V.S.SUDHIR FOR R12, 13,16, 17,18,28,29, 32, 33 AND 34.
GOVERNMENT PLEADER SRI.SANDESH RAJA
SRI.V.VARGHESE

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 18/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WA 1211/2002

ORDER IN CMP NO.3062 OF 2002 IN WA NO.1211 OF 2002

DISMISSED

18/6/2007 **SD/-K.S.RADHAKRISHNAN, JUDGE.**

SD/-ANTONY DOMINIC, JUDGE.

//TRUE COPY//

K.S.RADHAKRISHNAN & ANTONY DOMINIC, JJ.

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W.A. NO. 1211 OF 2002

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Dated this the 18th day of June, 2007

J U D G M E N T

Radhakrishnan, J.

We have perused the judgment of the learned Single Judge.

2. Heard the counsel for the respondents.

3. Learned Single Judge quashed Exts. P4 and P5 to consider the claim of the writ petitioners for transfer to Local Police in the light of the observations contained in the judgment as well as in the light of the judgment of the Division Bench in WA No.1506 of 1994. In the circumstances, we find no reason to take a different view taken by the learned Single Judge. All the same, when the claim of the petitioners are considered, they may be given opportunity to represent the grievances.

With the above direction, this writ appeal is disposed of.

K.S.RADHAKRISHNAN, JUDGE.

ANTONY DOMINIC, JUDGE.

Rp